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Mr. Steven L. Domino/Manager
Planning and Environment
Salt Lake City Airport Authority
AMF BOX 22084
Salt Lake City, Utah 84122

Dear Mr. Domino:

I sincerely appreciated the opportunity of attending the meeting held yesterday on the mitigation proposal. While I believe the concept was put together very well, I have some serious reservations about its practical application to the mitigation area. Unfortunately, my worst fears came to fruition and I would ask that you accept this letter as our written comments concerning the proposal.

Obviously we are not overly enthused about the relocation of the duck club road and will oppose any attempt that would require us to drive, each way, almost two miles out of our way. I believe either the proposal of the Audubon representative to put the road on the east side of the mitigation area or Mr. Kidder's proposal to make two lakes instead of one (the road being the dividing line) to be the only alternatives we would even consider. Given the fact there is a recorded right of way where the road now runs, it would appear Mr. Kidder's proposal is the most practical.

We are also extremely concerned over the water situation. According to the proposal, water will only be diverted to the mitigation area during the exact same months we need the water to fill our own lakes. At present most if not all of the water going through the North Point Canal ceases flowing on September 15 and it is left for use by the downstream users. To take another 4-8 cfs. out of the Surplus Canal during these months would mean the rest of us would go dry. Unless the Airport Authority could guarantee there will be sufficient water for downstream users, which is doubtful given the limited source available, I don't see how we could let that go unchallenged. I am, therefore, by copy of this letter advising the State Engineers office of our objection to any change in beneficial use or diversion point until this problem can be solved.

While these problems are certainly not insurmountable, I bring them to your attention to insure they are adequately addressed.

Respectfully,



JOSEPH N. NEMELKA JR.
Attorney at Law

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cc: Lakefront BD
Westside BD